

## QUERY CONTROL FORM

**RTIS USE ONLY**

Application No. 09/457,228  
Examiner-GAU Snow - 3738

Prepared by Lois Stone  
Date 8/30/04  
No. of queries 1

|                 |                |
|-----------------|----------------|
| Tracking Number | <u>5964636</u> |
| Week Date       | <u>6/14/04</u> |
| IFW             |                |

## JACKET

|                      |                        |                    |                |
|----------------------|------------------------|--------------------|----------------|
| a. Serial No.        | f. Foreign Priority    | k. Print Claim(s)  | p. PTO-1449    |
| b. Applicant(s)      | g. Disclaimer          | l. Print Fig.      | q. PTOL-85b    |
| c. Continuing Data   | h. Microfiche Appendix | m. Searched Column | r. Abstract    |
| d. PCT               | i. Title               | n. PTO-270/328     | s. Sheets/Figs |
| e. Domestic Priority | j. Claims Allowed      | o. PTO-892         | t. Other       |

## SPECIFICATION

- a. Page Missing
- b. Text Continuity
- c. Holes through Data
- d. Other Missing Text
- e. Illegible Text
- f. Duplicate Text
- g. Brief Description
- h. Sequence Listing
- i. Appendix
- j. Amendments
- k. Other

## CLAIMS

- a. Claim(s) Missing
- b. Improper Dependency
- c. Duplicate Numbers
- d. Incorrect Numbering

e. Index Disagrees

- f. Punctuation
- g. Amendments
- h. Bracketing
- i. Missing Text
- j. Duplicate Text
- k. Other

## MESSAGE

Patent claims 64 to 88 (original claims 121 to 145) are listed on the Index of Claims and Notice of Allowability, but are canceled in the claims dated 3/2/04.  
Please advise.

Thank you,

initials (4)

## RESPONSE

initials

119. (previously presented) The spinal implant of claim 116, wherein one of said surface projections having said second facet configuration has a length approximating the combined length of two of said surface projections each having at least one of said first and third facet configurations.

120. (previously presented) The spinal implant of claim 57, further comprising at least a fifth and a sixth surface projection each having a third facet configuration with at least one forward facet directed at least in part toward the leading end and at least one rearward portion directed at least in part toward the trailing end, said forward facet and said rearward portion of said third facet configuration having a length and a slope, the length of said forward facet of said third facet configuration being longer than the length of said rearward portion of said third facet configuration, the slope of said rearward portion of said third facet configuration being steeper than the slope of said forward facet of said third facet configuration, said third facet configuration further including at least a left rearward side facet and a right rearward side facet directed at least in part toward said trailing end and said sides, respectively, said left and right rearward side facets having at least a first portion in a plane passing through and being at an angle to the mid-longitudinal axis of said implant.

Claims 121-145 (cancelled).

146. (previously presented) An interbody spinal implant for insertion between adjacent vertebral bodies of a human spine, said implant comprising:

a leading end for introduction of said spinal implant into the spine, an opposite trailing end, spaced apart sides therebetween, and a mid-longitudinal axis passing through said leading and trailing ends;

opposite upper and lower surfaces between said leading and trailing ends and said spaced apart sides, said upper surface adapted for placement in engagement with the bone of one of the vertebral bodies and said opposite lower surface adapted for placement toward the bone of the other of the vertebral bodies when said implant is placed between the adjacent vertebral bodies; and